

WARRICK COUNTY COUNCIL MEETING
COMMISSIONERS MEETING ROOM
107 W. Locust Street
Boonville, Indiana
November 6, 2014
6:00 P.M.

The Warrick County Council met in regular session in the Warrick County Courthouse, 107 W. Locust Street, Boonville, Indiana.

Council President, Gary Meyer called the meeting to order.

Pledge of Allegiance

Roll Call

Gary Meyer: Roll Call.

Krystal Powless: Gary Meyer?

Gary Meyer: Here

Krystal Powless: Charlie Christmas?

Charlie Christmas: Yes

Krystal Powless: David Hachmeister?

David Hachmeister: Here

Krystal Powless: Allan Holweger?

Al Holweger: Present

Krystal Powless: Brad Overton?

Brad Overton: Here

Krystal Powless: Greg Richmond?

Greg Richmond: Here

Krystal Powless: Paul Rudolph?

Paul Rudolph: Here

Approval of Minutes

October 2, 2014 Regular Meeting, October 2, 2014 Public Hearing & September 22, 2014 Non- Binding

Gary Meyer: Okay, Approval of Minutes October 2nd Regular Meeting, October 2nd Public Hearing and September 22nd Non-Binding Meeting.

Allan Holweger: I'll make a motion to approve.

Paul Rudolph: Second.

Gary Meyer: All of them?

Allen Holweger: Yep, all of them.

Gary Meyer: Motion made by Al and seconded by Paul to approve. Any discussions?

Paul Rudolph: I just want to say I'm impressed. Three (3) meetings no changes, no corrections, that's impressive.

Gary Meyer: I know, it's a first. All those in favor? Opposed? Motion carried seven (7), zero (0).

**EMS Business
Update**

Gary Meyer: EMS Business.

Pat Rauscher: Good evening.

Gary Meyer: Good evening.

Pat Rauscher: Pat Rauscher, Warrick EMS. I've got the Operational Report and the Financials for September of 2014. Operational first we have four hundred (400) total ambulance runs that month, two hundred forty eight (248) to local hospitals, seventy six (76) refusals, three (3) were hospital transfers and seventeen (17) in the other category, twenty nine (29) private runs. All of our customer satisfaction surveys were satisfactory and we had a ninety nine percent (99%) success rate of our goal response times. Any questions on operations? Financial-wise for the month we had...I told you the last two (2) months we had some hiccups with the collects, we have made a pick up putting us at thirty seven thousand seven hundred ninety six dollars (\$37,796.00) over budget for collects this month. For the year-to-date that puts us at twenty two thousand four hundred ninety dollars (\$22,490.00) over budget for collects. Expense-wise we were sixteen thousand eight hundred fifteen dollars (\$16,815.00) under budget putting it for the year at one hundred thirty four thousand four hundred seventy six (\$134,476.00) under budget.

Gary Meyer: Anybody have any questions or comments?

Charlie Christmas: How's your surveys doing?

Pat Rauscher: Pardon me?

Charlie Christmas: Are you getting any surveys back or...?

Pat Rauscher: We're getting a few back, I mean, we send about ten percent (10%) out a month and there's only a few that come back unfortunately.

Gary Meyer: No news is good news.

Pat Rauscher: No news is good news.

Charlie Christmas: That's what I was thinking.

Pat Rauscher: You usually hear about it when there's an issue, with a phone call, we take care of it.

Gary Meyer: Okay, thank you.

Allan Holweger: Thank you.

Pat Rauscher: Congratulations all you guys that won the re-elections as well and the new election as well too so congratulations.

Gary Meyer: Thank you.

Pat Rauscher: Have a good night.

Allan Holweger: You too.

Storm Water Business			
Additional Appropriation			
Storm Water	1197-000-4450.00	Projects	\$300,000.00
Total Storm Water			\$300,000.00

Gary Meyer: Storm Water Business, Storm Water Projects, Additional Appropriation, three hundred thousand dollars (\$300,000.00).

Steve Sherwood: Good evening, Steve Sherwood, Storm Water Director. I believe I sent an explanation for the proposed amount. Any question I may answer?

David Hachmeister: That's a pretty expensive change order isn't it?

Steve Sherwood: Well, it's not a 'change order' per say, it's the committed funds that I have at the top of two hundred seventy nine thousand seven hundred seventy four dollars and sixty one cents (\$279,774.61) that's remaining in the budget, it's already committed to pay certain projects. The extra three hundred thousand dollars (\$300,000.00) is going towards those four (4) items as listed. One's a change order, one's an actual construction engineering fee, another project for Springston-Canterbury-Green that's underway with Deig Brothers for one hundred thirty two thousand (\$132,000.00) and some change and we're doing a smaller project contracted out for additional drainage work in Tanglewood for fifteen thousand five hundred and some odd dollars (\$15,500.00).

Gary Meyer: What's the ninety thousand dollar (\$90,000.00)?

Steve Sherwood: That is a change order, it's a legal drain running through the Epworth Village that wasn't planned in the original project. I was approached by the County Surveyor if I could assist him by replacing the pipe that runs through there. There's a thirty (30) inch corrugated metal pipe that runs about seven hundred ten (710) feet plus an extra three hundred fifty (350) feet of ditch that needs to be cleaned out in regard to that. So, we're crossing two (2) streets and replacing over seven hundred (700) feet of pipe.

Greg Richmond: Where is Epworth Village at?

Steve Sherwood: That is on the south side of 662 right across from Epworth Road and 662 intersection.

Greg Richmond: Okay, and the Springston-Canterbury, where's that at?

Steve Sherwood: Springston-Canterbury-Green Subdivision, Section II, which is right off of Vann Road, it abuts Engelbrecht Subdivision to the east. It's a part of the Kenny Ubelhor Development that was done there across from Old Hickory on the north side of the road.

Paul Rudolph: South side.

Steve Sherwood: That should elevate the backyard concerns of about eighteen (18) lots that borders Engelbrecht Subdivision with a drainage basin that comes down to their back yards and drains out to Vann Road They should collect all of the drainage water that they have complaining about for several years.

Allan Holweger: You need to get somebody to clean that ditch out on Vann Road on the south side too with all the cattails.

Steve Sherwood: Yes, we have that request from several property owners along there.

Allan Holweger: I was involved in that a few years back and with the cattails there that's the main drainage line coming from the east and going west and those cattails just stop the water from flowing and it has to back up into their yards, there's no place for it to go.

Steve Sherwood: I met with one of the property owners out there and with Bobby Howard, it is a road side ditch and county road right-of-way and he's committed to remove those again this year.

Allan Holweger: Yeah, because they were...after we removed them, I think it was back in 2008 or 2009, we didn't have a problem.

Steve Sherwood: In a couple of years they...

Allan Holweger: Come right back so...yeah, I appreciate that.

Charlie Christmas: Cattails, you can't spray cattails and kill them, you have to literally dig them out, they won't...you can't kill them.

Allan Holweger: Yeah, they dug them out then and we didn't have any problem after that with the neighbors to the west of us so...

Steve Sherwood: But to answer your question, that is scheduled to be done by the Highway Department.

Allan Holweger: Good.

Paul Rudolph: Are there any other major projects scheduled for the remainder of the year that we should...

Steve Sherwood: Not for the balance of 2014 but we have 2015 projects that will be under the 2015 budget and I may have to come back depending on how the assessment goes with projects that I'm going to prepare for 2015 that may extend beyond the approved budget for 2015. Similar to what I'm doing now for 2014.

David Hachmeister: Well, you've got the money and there again too, when the money runs out you're done but...motion to approve.

Allan Holweger: Second.

Charlie Christmas: Second.

Gary Meyer: Motion made by David and seconded by Al to approve. Any further discussion? All those in favor? Opposed? Motion carried seven (7), zero (0).

Steve Sherwood: Thank you.

Gary Meyer: Thank you.

Storm Water Business Transfer

From:	1197-000-4113.00	Administrative Clerk	\$3,000.00
To:	1197-000-4221.00	Gas, Oil and Lube	\$3,000.00
Total Storm Water			\$3,000.00

Gary Meyer: Transfer, Storm Water Business, transfer from Administrative Clerk, three thousand dollars (\$3,000.00), transfer to Gas, Oil and Lube, three thousand dollars (\$3,000.00). This is the...I think the position that we...

Krystal Powless: Eliminated...

Gary Meyer: Eliminated, yeah, so...

David Hachmeister: Motion to approve.

Brad Overton: Second.

Gary Meyer: Motion by David to approve and seconded by Brad. Any discussion? All those in favor? Opposed? Motion carried seven (7), zero (0).

Superior Court I Business Discussion for 2015

Gary Meyer: Superior Court I Business, Discussion for 2015.

Keith Meier: Good evening, Keith Meier, Judge for the Superior Court I. I have a fairly significant criminal trial coming up, it's going to require calling more than usual number of respective jurors. I have to be careful what I say on this, and I don't have enough staff and I'm wanting to get someone part-time to help at a couple of occasions next year prior to the trial and during the trial. I did discuss this with the Sheriff at one point, we've been looking at various issues dealing with that and this is one of the things we discussed. It is less expensive if we get somebody on a part-time basis, I don't want to hire anyone as a permanent employee, and I'm just looking for some other help. But I was told and I knew this already, that there is an ordinance about part-time employees and the amount and I'm looking...I cannot use, really a person who is in law enforcement now, that's just an issue that's going to come back on appeal or something like, that but I would like to have someone who has law enforcement experience. But to get that it's going to cost more per hour than what the county ordinance allows, which I think is nine and a quarter (\$9.25). And I'm looking to pay the person fifteen dollars (\$15.00) an hour. How they would be paid whether it would be as a part-time employee or as a contract I don't really care. It may be that a contract would be less expensive because then you don't have some of the other expenses.

Gary Meyer: That's what I was going to see if you could...

Charlie Christmas: Social Security and all that...

Keith Meier: Right, right, I mean, they have to pay their own, they get fifteen dollars (\$15.00) an hour and they cover what they need to cover. As to...and why I'm here tonight is to hopefully get your approval for me to incur a fifteen dollar (\$15.00) an hour rate.

Gary Meyer: If we do a contract you don't need a salary ordinance with that.

Keith Meier: And I appreciate that, I think that is correct...

Krystal Powless: That is correct.

Allan Holweger: You need to give us a lump sum of what you think...you think it's going to be seven thousand (\$7,000.00) or ten thousand (\$10,000.00) or whatever, we can approve that and then you can...

Charlie Christmas: Work it out.

Allan Holweger: Work out with them off of that.

Gary Meyer: I have a problem paying somebody that much more over our wage, part-time wage. And you can do it with a contract with the Commissioners.

Keith Meier: Yeah, well, that's why I'm presenting this and we had talked about a salary ordinance too. I didn't know which way you all would want to pursue it. I don't think it makes me any difference whether it's by salary ordinance or if it's by contract.

Charlie Christmas: I say contract.

Keith Meier: And if you're good with contract or if that's more palatable to you, I'm certainly happy to go to the Commissioners and work out something there.

Gary Meier: Well, they've done that before so I don't think that would be a problem.

Paul Rudolph: Your Honor, I want to say thank you first of all for coming to the Council and for just bringing this up, if I could just...timing wise when do you think you might start needing that?

Keith Meier: Well, I have some money in my budget right now and I would like to get the person in for a few days yet this year but I can pay him out of the money that I've gotten but I guess that would then be as a part-time employee so then I guess we would need a salary ordinance for that or if I can get to the Commissioners quick enough to get it done and then maybe transfer that money into a contractual line item or something like that.

Gary Meyer: I would feel more comfortable with a contractual type of deal.

Keith Meier: I'm good with that. I will go to the Commissioners...

Gary Meyer: What you'll have to do I guess then is come back here in January for the amount that you need for the contract.

Krystal Powless: Cause we can't appropriate until January for next year's budget.

Keith Meier: Right, for next year's budget, okay. So, if I can get a contract through the Commissioners soon...

Krystal Powless: I can get a contractual services line item set up in the budget now, so that if you do get a contract worked out with them then you can transfer money into that line item to start this year.

Keith Meier: Yeah, if I didn't have to come back to you all, not that I mind coming, but if I didn't have to come back if we could just do it...if it happens, just get it done administratively.

Gary Meyer: You can probably do it for this year but for next year you'd probably have to come back.

Keith Meier: Yeah, and I don't mind doing that, I was planning on coming back in January anyway.

Gary Meyer: Okay.

Allan Holweger: We'll just need an approximate number of what you think...ten thousand (\$10,000.00), twelve (\$12,000.00), eight (\$8,000.00), whatever you...then you can work off of that.

Keith Meier: When is your meeting in January?

Paul Rudolph: January 8th. And Your Honor, with a newly elected Prosecutor that would also be taking their role January 1st is there a chance that this may not in actuality occur at all?

Keith Meier: You know, there is always that possibility, the system always hopes that, unless the system would crumble under its weight, but I have to prepare for the worse scenario and hope for the best. The good thing about this particular position is that if the trial doesn't occur that money is not spent. And there's not going to be really a lot of time prior to the trial, there will be some but not a significant amount.

Gary Meyer: Do you have date when the trial is supposed to start?

Keith Meier: The trial is going to start the first of March or right around there, I don't know...

Charlie Christmas: You got a little time then, not much but we got a little time.

Keith Meier: We set it then because the defense needed some additional time, there was a substantial amount of information given to them that they had to sort through and wanted to try to get the prosecutor...the new prosecutor to be acquainted with the case and to be able to do what he needs to do. I feel good about this but...so is there any action you need to take on what we just talked about?

Gary Meyer: I don't think so tonight, not until you come back with how much you need in that line item.

Superior Court I Business			
Additional Appropriation			
Superior Court I	1000-111-4189.00	Pauper Documents	\$20,000.00
Total Superior Court I			\$20,000.00

Keith Meier: Then the second item is the Pauper Documents, its requesting twenty thousand (\$20,000.00) and I don't think we're going to need that. Right now we're out about seven thousand (\$7,000.00) and as I understand there's not going to be anymore claims, if they haven't been submitted now there's not going to be anymore claims that are submitted this year that are going to get paid this year. But I think the question becomes, are they going to get paid out of this year's money if they're a 2014 claim, are they going to be paid out of this year's money or next year's money?

Gary Meyer: If it comes in December it will be next year's money won't it?

Krystal Powless: Well, they can encumber it. That's up to you guys.

Charlie Christmas: That would be the best way to do it.

Krystal Powless: Do you have enough claims to utilize the full twenty thousand (\$20,000.00) this year?

Keith Meier: No.

Krystal Powless: So what do you think?

Keith Meier: But I don't know what might happen yet this month, I'm not anticipating much, there may be some but part of what the drive of this Pauper Council stuff is not just criminal, it's the civil. You know, the Department of Child Services files a large number of children need of services cases, termination of parental rights, when the prosecutor files a contempt against a parent for non-payment of support, because it is a contempt and they could go to jail, they're entitled to an attorney. You have the civil side of this that is bleeding into this too and unfortunately the criminal and the civil site are just totally unpredictable, we don't know what's going to happen and when it's going to happen, we just have to be prepared for it. I really try to control things but there's only so much I can control. So, part of the seven thousand (\$7,000.00) that we're out now is for civil claims, it's not just criminal.

Allan Holweger: Do you want to just make that ten (\$10,000.00) or twelve thousand dollars (\$12,000.00) to transfer instead of twenty (\$20,000.00)?

Keith Meier: I guess the situation would be if there's not enough to spend it good, it just rolls back and if we do need it then it would come out of this year's funds. I mean, whatever helps you better. If it's better to take the remainder of what come in 2014 and pay it out of 2015 I'm good with that, I don't really care, I said early on in this process I was going to try to keep you advised of what was going on and what I knew and what I could predict so...

Paul Rudolph: And just to be clear everything comes back to the general tax fund anyway if you don't use it.

Keith Meier: Right.

Krystal Powless: Right.

Paul Rudolph: So, I would think we'd provide a little more than seven (\$7,000.00) but...

Krystal Powless: In order to transfer it somewhere else they would have to come to you to do that so it's either going to roll back in or they're going to come to you to ask for a transfer so it's whatever you decide.

Paul Rudolph: I like twelve (\$12,000.00). Motion for twelve (\$12,000.00).

Allan Holweger: And I'll second it.

Gary Meyer: Paul made a motion for Pauper Documents instead of twenty thousand (\$20,000.00), for twelve thousand (\$12,000.00) and AI seconded it. Any discussion? All those in favor? Opposed? Motion carried seven (7), zero (0).

Keith Meier: Thank you very much. Any other questions or anything?

Gary Meyer: I don't think so.

Keith Meier: Before I leave I want to congratulate all of you, for those of you that didn't have to run congratulations...

Gary Meyer: Thank you, that's a good point.

Keith Meier: Congratulations. Thank you.

Allan Holweger: Have a good evening.

Extension Business			
Additional Appropriation			
Extension Services	1000-121-442.00	Office Equipment	\$7,000.00
Total Extension Office			\$7,000.00

Gary Meyer: Extension Business, Additional Appropriation, Extension Services, Office Equipment, seven thousand dollars (\$7,000.00).

Carla Kidwell: Congratulations again to all of you that won this week. I'm Carla Kidwell with the Extension Office and we, with the help of Joe, have some quotes on copy machines because our current machine was purchased by the county in 2002 and we've been operating with a service agreement and they...because our machine is being kept going by refurbished parts they're going to void our service agreement effective January 1st. The problem with that is we can't keep it going without parts. So, we were placed on the agenda and actually this is the first time since we bought the copier in 2002 we've had to ask for an additional appreciation so I feel glad about that but we found a copy machine for thirty six hundred dollars (\$3,600.00) dollars that uses the county funds the best and it's the only company that quoted us for a 2014 machine, all of the others quoted us for a 2013 machine and they're also willing to comp us a desk top copier for the fair, which currently the machine that we have, Hoosier Business Machine, has been doing that as well so we haven't been incurring a cost of renting a machine for the week we move our office out there.

Charlie Christmas: What brand name is the machine?

Carla Kidwell: It's called a Ricoh.

Charlie Christmas: I dealt in that business for twenty five (25) years is why I asked what brand because there are some out there you would want to run from and that's not one of them.

Carla Kidwell: And we were told some of the offices in Perry and Spencer use this brand machine so our office manager called and talked to a couple of the offices over there any they said they've been very happy with it.

Paul Rudolph: I use a Ricoh, it's a good machine, and it's pretty nice. So you only need thirty six hundred (\$3,600.00) then instead of seven (\$7,000.00)?

Carla Kidwell: Yes.

Paul Rudolph: But every twelve (12) years you're going to keep coming back it sounds like.

Carla Kidwell: I hope in twelve (12) years it's somebody else.

Paul Rudolph: Every twelve (12) years, it's like clockwork.

Charlie Christmas: I had to say it but most of these copy machines, factories won't guarantee parts after six (6) years. After six (6) years they say we don't guarantee parts, so that's what you're going to want to keep in mind down the road.

David Hachmeister: Motion to approve the thirty six hundred (\$3,600.00).

Paul Rudolph: Second.

Allan Holweger: Is that with all taxes and everything? The thirty six (\$3,600.00)

Charlie Christmas: We don't pay taxes.

Allan Holweger: That's right.

Carla Kidwell: And it comes with a maintenance agreement which some of the others don't.

Gary Meyer: Motion made by David and seconded by Paul to approve thirty six hundred dollars (\$3,600.00) for the office equipment. Any further discussion?

Paul Rudolph: One (1) quick question. Did Joe get that quote for you or did you guys find that yourself?

Carla Kidwell: Joe got five (5) of them, two (2) of them were walk-ins to the office. This Ricoh was a representative who walked into the office.

Gary Meyer: Okay, all those in favor? Opposed? Motion carried seven (7), zero (0).

Carla Kidwell: Thank you.

Gary Meyer: Thank you.

Paul Rudolph: Thank you.

Sheriff Business			
Budget Reduction			
Sheriff Reduction	1000-113-4120.20	Sick Day Benefits	-\$2,664.90
Total Sheriff Reduction			-\$2,664.90

Gary Meyer: Sheriff Business, Budget Reduction, Sick Day Benefit, two thousand six hundred sixty four dollars and ninety cents (\$2,664.90).

Brad Overton: Motion to approve.

David Hachmeister: Second.

Gary Meyer: Motion made by Brad and seconded by...did you say that? David to approve. Any discussion? All those in favor? Opposed? Motion carried seven (7), zero (0).

Sheriff Business			
Additional Appropriation			
Jail	1000-114-4112.50	Civilian Jailer	\$2,664.90
Total Jail			\$2,664.90

Gary Meyer: Sheriff Business, Additional Appropriation, Jail, Civilian Jailer, two thousand six hundred sixty four dollars and ninety cents (\$2,664.90).

Allan Holweger: Motion to approve.

Paul Rudolph: Second.

Gary Meyer: Motion made by AI and seconded by Paul to approve. Any discussion on this? All those in favor? Opposed? Motion carried seven (7), zero (0).

Sheriff Business

Amended Salary Ordinances

Jailer

\$2,664.90

Gary Meyer: Sheriff Business...wish you wouldn't talk so much, Amended Salary Ordinance, Jailer, two thousand six hundred sixty four dollars and ninety cents (\$2,664.90).

Paul Rudolph: Motion.

Gary Meyer: Motion made by Paul and seconded by...

Charlie Christmas: Second.

Gary Meyer: Charlie to approve. Any discussion? All those in favor? Opposed? Motion carried seven (7), zero (0).

Sheriff Kruse: Thank you, Gentlemen.

Paul Rudolph: Congratulations, Sheriff. That was a tough victory.

Charlie Christmas: You really had a hard race this time.

Gary Meyer: You learned a lot from the last time you were up here didn't you? Just don't say much. (Laughter)

Other Business

Gary Meyer: Okay, I've got several things that we want to bring up...

Brad Overton: Motion to adjourn.

Gary Meyer: No, that wasn't one of them.

Paul Rudolph: Can I? If I second it we could shut Gary up right now.

Brad Overton: Let's shut him down.

Gary Meyer: You've got on your table here about the dates for next year's meeting. We're going to vote on that at the next meeting. The only one that is in question would be July 2nd, that's kind of tied into the 4th of July weekend so you may want to think about that. Also, on your desk is about the appointments we have coming up in January. Keep looking at those. They won't be until then. Counselor, can we have an Executive Session to discuss number one our Sheriff's contract and number two your replacement.

Greg Granger: Yes to both.

Gary Meyer: Okay, thank you. And I guess we need to discuss a little bit how you want to handle the attorney situation, if you want to ask for resumes and then have interviews...

Greg Granger: Wait a minute, I'm being replaced?

Gary Meyer: Yeah, hopefully by next meeting.

David Hachmeister: Whether you like it or not.

Gary Meyer: Whether you like it or not, yeah.

Paul Rudolph: I knew you'd last as long as our copiers.

Allan Holweger: Yeah, you're at fourteen (14) years here.

Gary Meyer: But anyway we need to think about how we want to handle that. If we want to post...how do we do job openings? Do we post them? Do we have to post them? Do we send out interest questionnaires or what do we do? I don't think we've done this since I've been on the council.

David Hachmeister: Well, we advertised on the Executive Assistant's job...

Gary Meyer: Well, I realize that. Did we advertise that in the newspaper? She handles that through the newspaper?

Krystal Powless: That's not required. That's up to you guys.

Paul Rudolph: Just to be clear, if you'd like to continue serving while you're a sitting judge I don't have a problem with that.

Gary Meyer: I won't go there.

Paul Rudolph: Since you're asking.

Gary Meyer: We have to call him 'Your Honor' when he sits down, I don't want to do that.

Allan Holweger: No, me either.

Brad Overton: We probably ought to post something. That's my opinion.

Gary Meyer: Brad thinks we probably should post something. I guess that's probably true, asking for resumes to be sent...

Paul Rudolph: Quotes, resumes and quotes, right, I'd like to see what the cost is.

David Hachmeister: Well, if the county had the site going to job openings that would be the simplest but I don't think it's available. It is there but it's not used.

Gary Meyer: As far as what you said about quotes, we have a quote billed in, I mean, you want to negotiate with the new attorney what they...

Paul Rudolph: Absolutely. Why would we not?

Gary Meyer: Why would we?

Paul Rudolph: Granger might be really, really expensive.

Gary Meyer: I don't think so. There's a lot of things about him that's billed right, but that one's not it. But I'm just saying, we've got that in the budget.

Greg Granger: Do I have to come to the next meeting? (Laughter)

Krystal Powless: Yes.

Charlie Christmas: At least you got your face all over Facebook kissing your wife.

Paul Rudolph: We have it in our budget but no one may want to serve for the price we're willing to pay.

Gary Meyer: We can ask for that, I'm not...I don't want to make an issue out of it. Can you post that somewhere, Krystal?

Krystal Powless: Certainly.

Gary Meyer: And ask for resumes and quotes and once we get those we probably will want to set up the meeting when we want to do that.

Krystal Powless: You need to set up when you want to have the Executive Session while we're all together and can be on the same page.

Allan Holweger: How about before the next meeting?

Krystal Powless: Yes, definitely before the next meeting.

Allan Holweger: I'm saying an hour or two before the next meeting.

Krystal Powless: Well, he'll be out of town.

Gary Meyer: I won't be here for the next meeting.

Charlie Christmas: Well, we make good decisions without him.

Greg Richmond: What do you call it, requests for...

Unknown Speaker: Quotes...

Greg Richmond: Yeah, are...

Paul Rudolph: RFP?

Greg Richard: Find out if they are going to charge for every phone call, are they going to charge for every email written, you know, I think what we have now is pretty good, we need to look at our contract and try to make it close to that.

Paul Rudolph: A flat rate, it's more predictable.

Gary Meyer: Alright, when do you want to have this meeting? We can set up the meeting now.

Krystal Powless: Yeah, we need to set up the meeting. When do you go out of town?

Gary Meyer: The Wednesday before our next meeting.

Krystal Powless: Okay.

Gary Meyer: We could do it on that Monday.

Krystal Powless: December 1st?

Paul Rudolph: That's usually a bad day for me.

Gary Meyer: Oh, that's right, it's the first of the month. How about the Monday before Thanksgiving?

Krystal Powless: The 24th.

Paul Rudolph: I'll be in the Caribbean.

Charlie Christmas: You just get re-elected and now he's going on trips.

Krystal Powless: How about like the, well, it's not going...I'm supposed to put it in the paper right?

Gary Meyer: Yeah, it won't be in the paper until next week.

Paul Rudolph: The Tuesday before?

Gary Meyer: The Tuesday before what?

Paul Rudolph: Our meeting...December 2nd, that would be better.

Gary Meyer: I can do that Tuesday.

Krystal Powless: Okay, what time do you want to meet?

Gary Meyer: Let's do the Sheriff's Contract first.

Krystal Powless: 5:00 or 6:00...?

Gary Meyer: 5:00, is okay with everybody?

David Hachmeister: What's the date?

Gary Meyer: It'll be December 2nd, Tuesday.

David Hachmeister: Our meeting night though?

Gary Meyer: No, our meeting night is Thursday the 4th.

Krystal Powless: So you think an hour for the Sheriff?

Gary Meyer: Is that alright with you, Sheriff?

Sheriff Kruse: Yeah. If you want to go earlier that's fine with me.

Gary Meyer: I think 5:00 will be okay.

Krystal Powless: And then 6:00...?

Gary Meyer: And then 6:00 for whoever the attorneys may be.

Brad Overton: Okay, well, here's on that...are we...let's say there are five (5) resumes' turned in, are we interviewing five (5) people that night?

David Hachmeister: We don't have to.

Gary Meyer: I would prefer not.

Brad Overton: Well, I'm just saying so I mean...

Gary Meyer: I would prefer if there are five (5) or ten (10), if we could cut it down to three (3).

Brad Overton: Well, that's what I mean, we're going to have to figure out...cause you don't want to go in with four (4) people for...

Krystal Powless: I know what you're going to say...

Gary Meyer: Can the personnel committee...

Krystal Powless: I know what you're going to say and yes. The only thing is we're limited...since I didn't get this in the paper it won't come out until...technically it won't come out until the 20th if we're doing it in the Boonville paper.

Gary Meyer: Okay, well, that still gives them two (2) weeks.

Krystal Powless: Yes, but if you want the personnel committee to meet on them prior to that, I mean, you really don't have time.

Allan Holweger: They can meet at 4:00 and tell us at 5:00.

Krystal Powless: Yeah, no, I'm talking about if you want to actually interview.

Gary Meyer: Well, we wouldn't have to set the personnel committee up unless we had more than three (3) people sending in their resumes. If we have three (3) send in I think we can interview three (3) that night. But if we have ten (10) then maybe, Greg, you can call a personnel meeting?

Krystal Powless: So what is the date you want the resumes back?

Gary Meyer: Before that meeting.

Krystal Powless: I have to notify them that they're supposed to be...

Gary Meyer: I'd say before...by the 1st.

Greg Richmond: Paul, you're on personnel aren't you?

Allan Holweger: What's the Friday before?

Krystal Powless: The 28th.

Paul Rudolph: That's the day after Thanksgiving.

Krystal Powless: But that's okay that could be the deadline of when they're supposed to turn their resumes in.

Gary Meyer: You can make it that Friday.

Krystal Powless: What's this about RFP's? Are you wanting me to come up with an RFP?

Gary Meyer: Can we negotiate that when we interview them?

Brad Overton: Couldn't we just say that we'll base this off of what the...maybe not the flat rate but it follows the model of what we have set up now...the salary is...you know, but follow the frame work of whatever, you know, we seem to be pretty negotiable...

Gary Meyer: Salary is negotiable but the frame work is...

Brad Overton: But here's what...it's going to fall under a flat rate or you can make this or whatever it's going to be, then you don't have to end up.

Greg Richmond: So whenever they come in to interview they'll present what they want to do and we need to tell them then that we want to follow this guideline.

Gary Meyer: Right.

Greg Richmond: Should we put something out early to say we want to follow this guideline? Greg, what do you think?

Greg Granger: Well, I think it would be helpful to the candidates to know going in what the guideline is.

Gary Meyer: That guideline would be a flat rate per year?

Greg Richmond: Unless there's litigation.

Greg Granger: Correct.

Brad Overton: We need to post a job description of what the requirements are and then...

Gary Meyer: I don't think we have time.

Brad Overton: What to put a...when are you going to put this up?

Krystal Powless: Next Thursday. I mean, I'll do whatever you want me to do.

Brad Overton: We can draw up a job description...

Charlie Christmas: Don't we have a job description? Let Greg have a job description to put in.

Gary Meyer: We don't have one do we? Did you write one at one time?

Brad Overton: I bet you'll get...

Krystal Powless: Can we put like when Krystal texts you for a response you have to text her back?

Gary Meyer: Yeah.

Greg Richmond: His job description is basically his contract because it tells in his contract that he has to attend the meetings and...

Brad Overton: Well there you go, so that's...

Greg Richmond: And it's basically a flat rate. We don't require that many phone calls and emails and then if there's litigation that's over and above.

Brad Overton: And if they want to see that you can furnish them a copy of that before so that away they don't walk in here completely out of the blue and they walk in here like well that was a waste of time, I mean, then put contract specifications available upon request. Then you don't have to a fifty (50) sentence document out there either.

Gary Meyer: So, you'll know by Thanksgiving basically how many applicants we have. And if we have three (3) or under then there's no need for you guys to...we can interview three (3) that night.

David Hachmeister: Will we get called, I mean, anytime then as far as if there are...

Greg Richmond: If there is an abundance the only time we can have it is Monday and that's bad for you...

Paul Rudolph: I can do it Monday, I looked at my schedule, it shouldn't be terrible, I can make it work.

Gary Meyer: Can you go 6:00, maybe a little later?

Paul Rudolph: That would help.

Gary Meyer: Okay, well, if you can get that posted next week then?

Krystal Powless: And honestly, yes I can, but it might be more beneficial for me if we have them due the day before Thanksgiving instead of the day after.

Gary Meyer: Well, that would probably work, I don't think there's much difference between those two (2) days.

Krystal Powless: And I only say that because the mail run and we're off and then that way I have them all and then I can talk with you guys over that weekend and say this is what we have...

Gary Meyer: That's fine, just put it down for that Wednesday. What were you going to say?

Brad Overton: I was going to say I wonder if we all shouldn't all come up with a few questions to like submit before the meeting so then we're not all in there just everybody is shot gunning whoever it might be, but maybe if everybody can come up with...at least kind of the frame work for where we want to go cause I'd hate to have somebody in there and it's just a circus and we're just asking this, that and all of the sudden I thought of something, then Paul thought of something. At least kind of have a frame work.

Gary Meyer: An idea of what we're going to ask.

Brad Overton: Yeah, maybe we can get a few of those put together and maybe we can get those to Krystal and she can kind of...

Gary Meyer: Organize them?

Brad Overton: Yeah, so we're not kind of...I just thought that might be helpful.

Gary Meyer: Can you do that?

Krystal Powless: Yes.

Gary Meyer: Good.

Krystal Powless: What am I going to say, no?

Gary Meyer: No, you're not.

Charlie Christmas: You do whatever we want won't you, Krystal?

Gary Meyer: You can't go to work for, Your Honor, down here either.

Greg Granger: So, am I supposed to be truthful to the people who ask me what really goes on in these meetings?

Krystal Powless: Yes.

Gary Meyer: No, we won't be truthful about you either.

Paul Rudolph: You know, like a politician, you're supposed to lie. That was a joke.

Gary Meyer: One other thing. I did meet with Angela Wilder today, the Assessor, and she got a phone call today from ALCOA and there was a reassessment in the works for ALCOA, and they were having their hearing on the 19th of November. She did get a call today and they have backed off of all the assessment, they're going to back off of that, they are not going to pursue that. Now she doesn't have anything in writing, she needs it by the 12th of this month. And he said, he promised that she would have it by the 12th, so we talked about that and that's...so apparently that's out of the picture now. The tax abatements that they're wanting is coming up in the December meeting but the assessment is apparently over so...

Brad Overton: And you're going to be gone for the December meeting?

Gary Meyer: I'll be gone for the December meeting so it may be a unanimous deal. You never know.

Charlie Christmas: And it may not pass at all.

Gary Meyer: You never know.

Allan Holweger: You can vote proxy and get someone else...

Gary Meyer: Does anybody else have anything to bring up?

Paul Rudolph: I have one (1) thing.

Gary Meyer: Okay, go ahead.

Paul Rudolph: So, a case recently came out...a case that made the assertion that a telephone call between...this was a town council, between two (2) town council members was a violation of the Open Door Act. And just to make sure everyone is on the same page, it's the law that says that meetings and conversations have to occur in the public setting and in the public form.

Greg Richmond: That's because there are only three (3) though, and that's...

Paul Rudolph: Right, but it did cast some doubt under some people's opinions that it could make phone calls for council and actually said those exact words in the assessment I read. It could cast some doubt on our phone calls because then serial phone calls, if I call Gary, then I call Greg and then I call David, that could cause issues too so I just wouldn't mind, while we have our Counselor, if we could get his thoughts and opinion just to make sure we're clear as far as telephone calls. And I was going to call a couple of guys and tell you that but I said I probably shouldn't start that way so does anybody have any concerns with that request?

Gary Meyer: No.

Charlie Christmas: If they take us to court we're going to say we want to go in front of the new Circuit Judge.

Gary Meyer: Can you let us know at the next meeting about that?

Greg Granger: Yes.

Gary Meyer: You will be here at the next meeting?

Greg Granger: Yes.

Gary Meyer: Okay. Anybody else?

David Hachmeister: As far as the appointments, can we do...you know, we just brought up because we know we have a Parks Board Member resigning. Are we going to wait until January or are we going to do those next month that have an early meeting so they can have a representative at the first meeting of the month. If we wait until January on some...

Gary Meyer: I thought we always did it in January. They won't have a meeting before the 8th will they?

David Hachmeister: Remember what we said the last time. We were going to bring them up beforehand so we weren't in the blind.

Gary Meyer: It's the second Tuesday that they meet?

Charlie Christmas: Yeah.

Greg Richmond: Yes.

Gary Meyer: So they would meet before we meet then?

Krystal Powless: No.

Charlie Christmas: It should work out then.

Gary Meyer: Because they would meet on the 6th and then they'd meet on the next week.

Greg Richmond: Right.

Gary Meyer: The 13th. So we still get it before then.

David Hachmeister: Okay.

Brad Overton: The second Tuesday they'd meet on the 13th.

David Hachmeister: I don't know if there are any others that would be meeting on that first week or not.

Krystal Powless: I don't know either.

Gary Meyer: Okay, anybody else on the Council?

Krystal Powless: And I will be checking with everyone, you know I always try to check with everyone who is serving now if they would like to be, you know continue to serve and I'll be getting all of that stuff to you.

Gary Meyer: Okay.

Paul Rudolph: There's one (1) person specifically I'd definitely like for us to check with and that's Howard Nevins. I know he's had some health concerns over the past few months. It'd be nice to see if he wants to do it or if he doesn't anymore.

Krystal Powless: Okay.

Adjournment

Gary Meyer: Would anybody from the public like to address the council? Okay, our next meeting is December the 4th.

Allan Holweger: December 4th?

Gary Meyer: Yeah, our next public meeting.

Allan Holweger: Motion to approve...

Gary Meyer: How bout adjourn?

Allan Holweger: Adjourn.

Gary Meyer: Meeting is adjourned.

WARRICK COUNTY COUNCIL

Gary Meyer, D.D.S., President

Greg Richmond, Vice President

David Hachmeister

Brad Overton

Allan Holweger

Charles R. Christmas

Paul Rudolph

ATTEST:

L.B. Dugan, Auditor
Warrick County, IN